

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

v.

3.17 ACRES OF LAND, MORE OR LESS,
SITUATED IN STARR COUNTY,
TEXAS; AND JUAN MONTALVO,
ET AL.,

Defendants.

§
§
§
§
§
§
§
§
§
§
§

CASE NO. 7:08-CV-177

CERTIFICATE OF COMMENCEMENT OF SERVICE BY PUBLICATION

The Plaintiff, United States of America, by and through the undersigned Assistant United States Attorney for the Southern District of Texas, hereby certifies that he believes that the Defendants named below cannot be personally served, because after diligent inquiry within the State of Texas, their place(s) of residence and/or business cannot be ascertained by the Plaintiff, or if ascertained, the place(s) or residence and/or business of said Defendants are beyond the territorial limits of personal service as provided in Fed. R. Civ. P. 71.1(d)(3)(B).

PARTIES:

7:08-CV-177 1st Nat'l Bank of Rio Grande City Rodolfo Cantu, Trustee Rio Grande City, TX 78582	7:08-CV-177 Est. Of Cecilio Homero Gutierrez Firebaugh, CA 93622	7:08-CV-177 Estate of Romulo Gutierrez Unknown Address
7:08-CV-177 Lucia G. Munoz, Deceased Unknown Address	7:08-CV-177 John F. Guerra P.O. Box 518 Truro, MA 02666	7:08-CV-177 Jose Ignacio Gutierrez, Trustee Austin, TX 78723

Respectfully,

RYAN K. PATRICK
United States Attorney
Southern District of Texas

s/ Richard Kincheloe

By: **RICHARD KINCHELOE**
Assistant United States Attorney
SDTX No. 1132346
Texas Bar No. 24068107
1000 Louisiana, Ste. 2300
Houston, TX 77002
Telephone: (713) 567-9000
Facsimile: (713) 718-3303
Attorney in Charge for Plaintiff